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PTO/SB/30 (08-03)

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Request For Continued Examination (RCE) **Transmittal**

Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

| pond to a collection of information unless it displays a valid OMB control number. | | | | |
|--|------------------|------------|--|--|
| Application Number | 09/591,632 | | | |
| Filing Date | June 9, 2000 🔉 💪 | , CV | | |
| First Named Inventor | Susan Lindquist | 1/4 | | |
| Art Unit | 1646. | 300 | | |
| Examiner Name | M. Brannock | , | | |
| Attomey Docket No. | 30554/34978A | 3 | | |
| | | . <i>u</i> | | |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

| a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on ii. Other b. X Enclosed i. X Amendment/Reply iii. Information Disclosure Statement (IDS) ii. X Affidavit(s)/Declaration(s) iv. Other 2. Miscellaneous | | | |
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| ii. Other b. X Enclosed i. X Amendment/Reply iii. Information Disclosure Statement (IDS) ii. X Affidavit(s)/Declaration(s) iv. Other | | | |
| b. X Enclosed i. X Amendment/Reply iii. Information Disclosure Statement (IDS) ii. X Affidavit(s)/Declaration(s) iv. Other | | | |
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| ii. X Affidavit(s)/Declaration(s) iv. Other | | | |
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| 2. Miscellaneous | | | |
| | | | |
| a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a | | | |
| period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required) | | | |
| b. Other | | | |
| 3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. | | | |
| a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to | | | |
| Deposit Account No. | | | |
| i. X RCE fee required under 37 CFR 1.17(e) | | | |
| ii. X Extension of time fee (37 CFR 1.136 and 1.17) | | | |
| iii. Other | | | |
| b. X Check in the amount of \$ enclosed | | | |
| c. Payment by credit card (Form PTO-2038 enclosed) | | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED | | | |
| Name (Print/Type) Eric M. Brusca Registration No. (Attorney/Agent) 52,664 | | | |
| Signature Date October 22, 2003 | | | |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown

Dated: October 22, 2003

Signature:

10/28/2003 EFLORES 00000128 09591632

Attorney Docket No: 30554/34978A

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Filed: June 9, 2000 Output Description: O | |
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| LIKE GENES AND PROTEINS AND MATERIALS AND Wirginia 22313-1450 on October 22, METHODS COMPRISING Mail Stop At, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on October 22, 2003. | |
| SAME" REC | EIVED |
| Group Art Unit: 1646 | 3 0 2003 |
| Examiner: M. Brannock Registration No. 52,664 | |
| Application No. 09/591,632 TECH CENTE | ER 1600/290 |

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

This paper is filed in response to an Office Action mailed by the U.S. Patent and Trademark Office on April 22, 2003 (hereinafter, the "Office Action"). This response is due on October 22, 2003, by virtue of the petition and fee for a three-month extension of time filed herewith. No additional fees are believed to be due; however, should any fees be necessary in connection with this document, the Commissioner is hereby authorized to deduct any such fees from Marshall, Gerstein—& Borun, LLP deposit account number 13-2855.

Amendments to the specification. There are no amendments to the specification.

Amendments to the claims are reflected in the complete listing of claims pursuant to 37 C.F.R. §1.121, which begins on page 2 of this paper.

Remarks begin on page 9 of this paper.